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**From:** Zizila, Frances [Zizila.Frances@epa.gov]  
**Sent:** 9/9/2020 9:17:59 PM  
**To:** Haymes, David [David.Haymes@dep.nj.gov]  
**CC:** Baxter, Pamela [baxter.Pamela@epa.gov]  
**Subject:** RE: Syncon question

Hi David,

I don't see anything on the 2<sup>nd</sup> bullet below, but I believe that the O&M issue you mention is related to what we discussed last week with regard to the sufficiency of the O&M work the DEP is performing at the Site. (The cost issue is a separate issue and we are awaiting that information.) Pam Baxter can give you more information, if needed, but the crux of the issue as I understand it is that EPA has done sampling at the Site which the DEP should have done as part of its O&M obligations. In addition, as has been explained to me by my technical folks, EPA has had to defer the protectiveness determination in the 5 year review because of the lack of information needed to show hydraulic control, information that the EPA believes the DEP should be providing us with. Please reach out to Pam for further information. I am cc'ing her on this email.

I agree that it would be helpful to have a response from the DEP prior to next week's call. We plan to send out an email to the larger group tomorrow on that point.

Please let me know if you have any other questions.

Thanks,  
Frances

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**From:** Haymes, David <David.Haymes@dep.nj.gov>  
**Sent:** Wednesday, September 9, 2020 3:58 PM  
**To:** Zizila, Frances <Zizila.Frances@epa.gov>  
**Subject:** Syncon question  
**Importance:** High

Good afternoon, Frances.

My boss, Mark Pedersen, has a quarterly meeting scheduled with John Prince (and others) next Wednesday, September 16. John forwarded potential agenda items, two of which pertain to Syncon:

Sites

- Syncon, Status of ongoing negotiations of an MOU (re: sale of the property) with NJDEP and Town of Kearny
- O&M
- Syncon

I understand that we all want to reach resolution on this case (we are working on a write-up that I hope to get to EPA and Kearny by the end of this week for our call next Tuesday). Mark has asked for an update on our discussions.

The first bullet above is obviously our issue. My question to you is whether the O&M issue on this agenda is related to our discussion from last week (the write-up noted above will include an explanation of expected DEP O&M costs) or a different issue.

Please let me know.

Thanks,

David  
609-984-2902

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